

California Regional Water Quality Control Board  
North Coast Region

ORDER NO. 98-38

Requiring the California Department of Forestry and Fire Protection,  
Parlin Fork Conservation Camp, to  
Cease and Desist from Discharging Waste in  
Violation of Waste Discharge Requirements Order No. 97-52

Mendocino County

The California Regional Water Quality Control Board, North Coast Region, (hereinafter the Regional Water Board) finds that:

1. The California Department of Forestry and Fire Protection owns and operates the Parlin Fork Conservation Camp, a minimum security prison, located in the Jackson State Forest, approximately 10 miles east of Fort Bragg. The Conservation Camp is located adjacent to Parlin Creek and the South Fork Noyo River in Section 4, T17N, R16W, MDB&M (Attachment A).
2. On May 29, 1975, the Regional Water Board adopted Waste Discharge Requirements Order No. 75-120 for the California Department of Forestry, Parlin Fork Conservation Camp. On June 23, 1977, the Regional Water Board adopted Waste Discharge Requirements Order No. 77-108, revising and rescinding Order No. 75-120. On June 26, 1997, the Regional Water Board adopted Waste Discharge Requirements Order No. 97-52, which revised and replaced Order No. 77-108.
3. In December of 1997, staff observed surfacing of wastewater at the leachfield creating conditions of pollution or nuisance. The discharge of waste from the Parlin Fork Camp is in violation of Waste Discharge Requirements Order No. 97-52.
4. Specific elements of Waste Discharge Requirements Order No. 97-52 which are being violated or threatened to be violated are as follows:

"A. DISCHARGE PROHIBITIONS

- "2. Creation of a pollution, contamination, or nuisance as defined in Section 13050 of the California Water Code (CWC) is prohibited [Health and Safety Code, section 5411].
- "4. The discharge of waste to the surface of the ground is prohibited.
- "5. The discharge or untreated waste from anywhere within the collection, treatment or disposal facility is prohibited.

"B. DISCHARGE SPECIFICATIONS

"1. Neither the treatment nor disposal of waste shall cause a nuisance or pollution as defined in Section 13050 of the California Water Code."

5. On June 26, 1997, the Regional Water Board adopted Time Schedule Order No. 97-53 outlining tasks and a schedule to bring CDF into compliance with Waste Discharge Requirements Order No. 97-52. CDF violated the Time Schedule Order by missing specific elements as follows:

Task	Date
"b. Submit design plans for the new leachfield system in accordance with the adequate recommendations of Task A.	July 30, 1997

"c. Begin construction of the leachfield system	August 15, 1997
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"d. Complete construction of the leachfield system	September 30, 1997
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6. Pursuant to Section 15321 of Title 14 of the California Code of Regulations, this enforcement action is being taken for protection of the environment and as such is exempt from the requirements of the California Environmental Quality Act (CEQA, Public Resources Code section 21000 et seq.).

7. The Regional Water Board, in a public meeting, heard and considered all comments pertaining to the discharge.

THEREFORE, IT IS HEREBY ORDERED that Order No. 97-53 be rescinded and that pursuant to California Water Code section 13301, the State of California, Department of Forestry and Fire Protection, shall cease and desist from discharging waste in violation of Waste Discharge Requirements Order No. 97-52 forthwith and complete the following tasks no later than the corresponding deadlines:

TASK	DEADLINE
1. Operate existing facilities as efficiently as possible	immediately
a. Submit adequate design plans for the new leachfield system and pump system in accordance with the "Policy on the Control of Water Quality with	

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|----|---|-----------------|
|    | Respect to On-Site Waste Treatment and Disposal Practices" and requirements of the Mendocino County Health Department | April 15, 1998  |
| b. | Begin construction of the leachfield system   | June 1, 1998    |
| c. | Complete construction of the leachfield system  | July 31, 1998   |
| d. | Submit report on completion of the leachfield   | August 15, 1998 |

### Certification

I, Lee A. Michlin, Executive Officer, do hereby certify that the foregoing is a full, true, and correct copy of a Cease and Desist Order adopted by the California Regional Water Quality Control Board, North Coast Region, on March 26, 1998.

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Lee A. Michlin  
Executive Officer